

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Irrigation & CAD (PW) Department – Allegation of corruption against Sri Gurudwar Susheel Kumar, Deputy Executive Engineer and Additional In-charge Executive Engineer at Sriram Sagar Project, Pochampad (v), Balkonda (m), Nizamabad District – Sanction of Prosecution – Orders – Issued.

IRRIGATION & C.A.D. (IW:SERVICES-VI(1) DEPARTMENT

G.O.Ms.No. 294.

Dated 10-11-2009.

ORDER:

Whereas, Sri Gurudwar Susheel Kumar, worked as Deputy Executive Engineer and was Additional In-charge Executive Engineer at Sriram Sagar Project Office, Pochampad (v), Balkonda (m), Nizamabad District from 05-07-2007 to 02-01-2009 and by virtue of the post held by him, he falls under the category of public servant as defined under section 2 (c) of the Prevention of Corruption Act, 1988 (Central Act, 49 of 1988);

2. And whereas, Sri Payyavula Ramesh, S/o.Rajanna, Age: 29 years, Occupation: Contractor, R/o.H.No.3-70/50, Bapujinagar, Bodepally (v), Balkonda (m), Nizamabad District is the complainant. Sri P.Ramesh is attending to petty manual contract works. On 28-11-2008 Sri Gurudwar Susheel Kumar allotted work of cleaning and painting of Gantry Crane worth Rs.1,00,000/- and the said work was completed by him on 20-12-2008. Sri Payyavula Ramesh approached Sri Gurudwar Susheel Kumar on 26-12-2008 for passing the bill pertaining to the said work, but in vain. On 31-12-2008 morning when Sri Payyavula Ramesh approached Sri Gurudwar Susheel Kumar who demanded Rs.10,000/- as bribe to pass the above said bill and on repeated request of Sri P.Ramesh, Sri Gurudwar Susheel Kumar reduced his demand to Rs.7,000/- and asked him to come along with bribe amount on 02-01-2009 to his office or any other place as decided by him. As there was no other go, Sri P.Ramesh reluctantly agreed to pay the demanded bribe amount to Sri Gurudwar Susheel Kumar. As Sri P.Ramesh was not willing to get his work done by paying the bribe amount, attended the office of the Deputy Superintendent of Police, Anti Corruption Bureau, Nizamabad and gave a complaint against the Sri Gurudwar Susheel Kumar on 31-12-2008 at 4.00 P.M.;

3. And whereas, the Deputy Superintendent of Police, Anti Corruption Bureau, Nizamabad Range, after due verification of the complaint, registered the complaint as a case in Cr.No.1/ACB-NZB/2009 on 02-01-2009 at 7.15 A.M., under section 7 of the Prevention of Corruption Act, 1988 and took up investigation;

4. And whereas, Sri Gurudwar Susheel Kumar, has demanded and accepted the bribe of Rs.7,000/- from Sri P.Ramesh on 02-01-2009 at his office i.e, Executive Engineer, irrigation & CAD Department, Division No.2, Sriram Sagar Project Office, Pochampad, Nizamabad District as an illegal gratification other than legal remuneration for doing official favour of passing bills and was trapped by the Deputy Superintendent of Police, Anti Corruption Bureau, Nizamabad Range. When the sodium carbonate test conducted over both the hand fingers of Sri Gurudwar Susheel Kumar only right hand fingers turned into pink colour. The tainted amount of Rs.7,000/- was recovered from the wearing

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shirt left side pocket of Sri Gurudwar Susheel Kumar at his instance. The inner flap of the left side shirt pocket of Sri Gurudwar Susheel Kumar when subjected to sodium carbonate solution test also yielded positive result. The official favour documents were seized from Sri Gurudwar Susheel Kumar;

5. And whereas, the above said act of Sri Gurudwar Susheel Kumar, formerly Deputy Executive Engineer and In-charge Executive Engineer at Sriram Sagar Project Office, Pochampad (v), Balkonda (m), Nizamabad District constitutes an offence punishable under sections 7 and 13 (2) read with sections 13(1) (d) of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988);

6. And whereas, the Government of Andhra Pradesh, being the competent authority to remove, Sri Gurudwar Susheel Kumar, formerly Deputy Executive Engineer & In-charge Executive Engineer at Sriram Sagar Project Office, Pochampad (v), Balkonda (m), Nizamabad District from service having fully and carefully examining the material placed before them in respect of the said allegations and having regard to the circumstances of the case, consider that the said Sri Gurudwar Susheel Kumar, shall be prosecuted in a court of law for the aforesaid offences.

7. Now, therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Sri Gurudwar Susheel Kumar formerly Deputy Executive Engineer & In-charge Executive Engineer at Sriram Sagar Project Office, Pochampad (v), Balkonda (m), Nizamabad District for the offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the above said acts and also for taking cognizance of the said offence by the court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.TUCKER
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General, Anti Corruption Bureau, Hyderabad.
Copy to:
The Law (B) Department.

// FORWARDED BY ORDER //

SECTION OFFICER